



PATENT
MSUT:008US

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or the below named inventors are the original, first and joint inventors (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **HIGH YIELDING SOYBEAN PLANTS WITH INCREASED SEED PROTEIN PLUS OIL**, the Specification of which:

- ☐ is attached hereto.
☒ was filed on **July 11, 2003** as Application Serial No. **10/618,101**.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

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PRIORITY APPLICATION(S)			Priority Claimed
60/396,287	USA	July 11, 2002	YES
(Number)	(Country)	(Date Filed)	Yes/No
(Number)	(Country)	(Date Filed)	Yes/No

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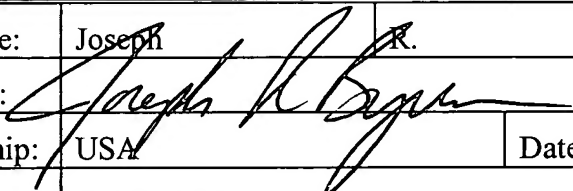
which become available between the filing date of the prior application and the national or PCT international filing date of this application: NONE.

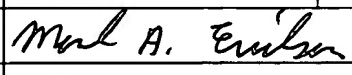
(Application Serial No.)	(Filing Date)	(Status)
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I hereby direct that all correspondence and telephone calls be addressed to Robert E. Hanson, Fulbright & Jaworski L.L.P., 600 Congress Avenue, Suite 2400, Austin, Texas 78701, (512) 474-5201.

I HEREBY DECLARE THAT ALL STATEMENTS MADE OF MY OWN KNOWLEDGE ARE TRUE AND THAT ALL STATEMENTS MADE ON INFORMATION AND BELIEF ARE BELIEVED TO BE TRUE; AND FURTHER THAT THESE STATEMENTS WERE MADE WITH THE KNOWLEDGE THAT WILLFUL FALSE STATEMENTS AND THE LIKE SO MADE ARE PUNISHABLE BY FINE OR IMPRISONMENT, OR BOTH, UNDER SECTION 1001 OF TITLE 18 OF THE UNITED STATES CODE AND THAT SUCH WILLFUL FALSE STATEMENTS MAY JEOPARDIZE THE VALIDITY OF THE APPLICATION OR ANY PATENT ISSUED THEREON.

Inventor's Full Name:	Joseph R. Byrum
Inventor's Signature:	
Country of Citizenship:	USA Date: 8/26/03
Residence Address: (street, number, city, state, and/or country)	913 31st Street West Des Moines, IA 50265
Post Office Address: (if different from above)	

Inventor's Full Name:	Mark A. Erickson
Inventor's Signature:	
Country of Citizenship:	USA Date: 8/26/03
Residence Address: (street, number, city, state, and/or country)	203 Tenth Avenue Slater, IA 50244
Post Office Address: (if different from above)	

Inventor's Full Name:	Thomas		Horejsi
Inventor's Signature:	<i>Thomas Horejsi</i>		
Country of Citizenship:	USA	Date:	9-03-03
Residence Address: (street, number, city, state, and/or country)	220 S. Maple Ames, IA 50010		
Post Office Address: (if different from above)			

Inventor's Full Name:	Richard	A.	Leitz
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	4330 McClellan Lane West Lafayette, IN 47906		
Post Office Address: (if different from above)			

Inventor's Full Name:	Andrew	D.	Nickell
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	4639 N. Brentwood Drive Milton, WI 53563		
Post Office Address: (if different from above)			

Inventor's Full Name:	E.	Hamer	Paschal II
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	3828 N. 800 W Road West Lafayette, IN 47906		
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- ☐ is attached hereto.
☒ was filed on **July 11, 2003** as Application Serial No. **10/618,101**.

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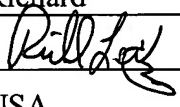
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Inventor's Full Name:	Joseph	R.	Byrum
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	913 31st Street West Des Moines, IA 50265		
Post Office Address: (if different from above)			

Inventor's Full Name:	Mark	A.	Erickson
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	203 Tenth Avenue Slater, IA 50244		
Post Office Address: (if different from above)			

Inventor's Full Name:	Thomas		Horejsi
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	220 S. Maple Ames, IA 50010		
Post Office Address: (if different from above)			

Inventor's Full Name:	Richard	A.	Leitz
Inventor's Signature:			
Country of Citizenship:	USA	Date:	8/29/2003
Residence Address: (street, number, city, state, and/or country)	4330 McClellan Lane West Lafayette, IN 47906		
Post Office Address: (if different from above)			

Inventor's Full Name:	Andrew	D.	Nickell
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
Residence Address: (street, number, city, state, and/or country)	4639 N. Brentwood Drive Milton, WI 53563		
Post Office Address: (if different from above)			

Inventor's Full Name:	E.	Hamer	Paschal II
Inventor's Signature:			
Country of Citizenship:	USA	Date:	
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Inventor's Signature:			
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Inventor's Full Name:	Andrew	D.	Nickell
Inventor's Signature:	<i>Andrew D. Nickell</i>		
Country of Citizenship:	USA	Date:	8-27-2003
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Country of Citizenship:	USA	Date: 29 AUG 03	
Residence Address: (street, number, city, state, and/or country)	3828 N. 800 W Road West Lafayette, IN 47906		
Post Office Address: (if different from above)			

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph R. Byrum *et al.*

Serial No.: 10/618,101

Filed: July 11, 2003

For: HIGH YIELDING SOYBEAN PLANTS
WITH INCREASED SEED PROTEIN
PLUS OIL

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.:MSUT:008US

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73
AND POWER OF ATTORNEY

Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

The Assignee hereby revokes any previous Powers of Attorney and appoints:

Louis T. Pirkey, Reg. No. 22,393; David D. Bahler, Reg. No. 30,932; Christopher R. Benson, Reg. No. 31,941; David L. Parker, Reg. No. 32,165; Richard J. Groos, Reg. No. 32,231; William G. Barber, Reg. No. 33,154; Michael S. Metteauer, Reg. No. 34,875; Jeffrey D. Mills, Reg. No. 39,954; Mark B. Wilson, Reg. No. 37,259; Steven L. Highlander, Reg. No. 37,642; Stephen P. Meleen, Reg. No. 40,724; Robert E. Hanson, Reg. No. 42,628; Michael C. Barrett, Reg. No. 44,523; Mark T. Garrett, Reg. No. 44,699; Gina N. Shishima, Reg. No. 45,104; Charles P. Landrum, Reg. No. 46,855; Michael R. Krawzsenek, Reg. No. 51,898; Sharon A. Beresford, Reg. No. 52,615; and Monica A. De La Paz, 54,662; all of the law firm of FULBRIGHT & JAWORSKI L.L.P.; and Michael J. Roth, Reg. No. 29,342; Brian K. Stierwalt, Reg. No. 33,213; Thomas P. McBride, Reg. No. 32,706; Joseph A. Schaper, Reg. No. 30,493; Dennis R. Hoerner, Jr., Reg. No. 30,914 and Grace L. Bonner, Reg. No. 32,963 of MONSANTO TECHNOLOGY LLC;

as its attorney or agent for so long as they remain with such firm, with full power of substitution and revocation, to prosecute the application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, and to receive

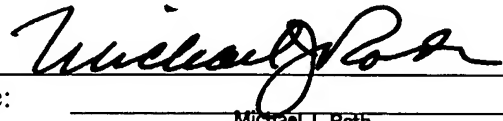
any Letters Patent, and for one year after issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all communications as follows:

Robert E. Hanson
FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 474-5201

ASSIGNEE:
MONSANTO TECHNOLOGY, L.L.C.

By: 
Name: _____
Title: _____ Michael J. Roth
Intellectual Property Counsel
Authorized to sign this document for
Monsanto Company or its subsidiaries and affiliated
companies by Board of Directors
Resolution dated April 24, 2003.
Date: 8/21/03

ASSIGNMENT:

☒ Concurrently filed
☐ Previously recorded

Date: _____

Reel: _____

Frames: _____